

complete classification of this Act to the Code, see Short Title note set out under section 9001 of this title and Tables.

The Foreign Assistance Act of 1961, referred to in subsec. (f)(4)(B)(ii), is Pub. L. 87-195, Sept. 4, 1961, 75 Stat. 424. Chapter 1 of part I of the Act is classified generally to part I (§ 2151 et seq.) of subchapter I of chapter 32 of Title 22, Foreign Relations and Intercourse. For complete classification of this Act to the Code, see Short Title note set out under section 2151 of Title 22 and Tables.

AMENDMENTS

2014—Subsec. (c). Pub. L. 113-79, § 3006(a)(1), inserted “and guidance” after “Regulations” in heading.

Subsec. (c)(1). Pub. L. 113-79, § 3006(a)(2), inserted at end “Not later than 270 days after the date of the enactment of the Agricultural Act of 2014, the Administrator shall issue all regulations and revisions to agency guidance necessary to implement the amendments made to this subchapter by such Act.”

Subsec. (c)(2). Pub. L. 113-79, § 3006(a)(3), inserted “and guidance” after “develop regulations” in introductory provisions.

Subsec. (f)(2)(F). Pub. L. 113-79, § 3006(b)(1), substituted “maintenance of” for “upgraded”.

Subsec. (f)(3), (4). Pub. L. 113-79, § 3006(b)(2), (3), redesignated pars. (5) and (6) as (3) and (4), respectively, and struck out former pars. (3) and (4) which related to reports to be submitted by the Administrator and the Comptroller General.

Subsec. (f)(4)(A). Pub. L. 113-79, § 3006(b)(4)(A), substituted “\$17,000,000 of the funds made available under this subchapter for each of fiscal years 2014 through 2018, except for paragraph (2)(F), for which not more than \$500,000 shall be made available for each of the fiscal years 2014 through 2018.” for “\$22,000,000 of the funds made available under this subchapter for each of fiscal years 2009 through 2012, except for paragraph (2)(F), for which only \$2,500,000 shall be made available during fiscal year 2009.”

Subsec. (f)(4)(B)(i). Pub. L. 113-79, § 3006(b)(4)(B), substituted “2018” for “2012”.

Subsec. (f)(5), (6). Pub. L. 113-79, § 3006(b)(3), redesignated pars. (5) and (6) as (3) and (4), respectively.

2008—Subsec. (a)(3). Pub. L. 110-246, § 3012(1), struck out “and the conditions that must be met for the approval of such proposal” before period at end.

Subsec. (c)(3). Pub. L. 110-246, § 3012(2), struck out par. (3). Prior to amendment, text read as follows: “Handbooks developed by the Administrator to assist in carrying out the program under this subchapter shall be designed to foster the development of programs under this subchapter by eligible organizations.”

Subsec. (d). Pub. L. 110-246, § 3012(3), added subsec. (d) and struck out former subsec. (d). Prior to amendment, text read as follows: “Not later than 15 days after receipt from a United States field mission of a call forward for agricultural commodities for programs that meet the requirements of this subchapter, the order for the purchase or the supply, from inventory, of such commodities or products shall be transmitted to the Commodity Credit Corporation.”

Subsec. (e). Pub. L. 110-246, § 3018(b), struck out par. (1) designation and struck out par. (2). Prior to amendment, text read as follows: “Not later than December 1 of each year, the Administrator shall submit to the Committee on Agriculture and the Committee on International Relations of the House of Representatives and the Committee on Agriculture, Nutrition, and Forestry of the Senate a report that contains—

“(A) a list of programs, countries, and commodities approved to date for assistance under this section; and

“(B) a statement of the total amount of funds approved to date for transportation and administrative costs under this section.”

Subsecs. (f), (g). Pub. L. 110-246, § 3012(4), added subsecs. (f) and (g).

2002—Subsec. (a). Pub. L. 107-171, § 3007(1), added pars. (1) and (2), redesignated former par. (2) as (3), and

struck out heading and text of former par. (1). Text read as follows: “Not later than 45 days after the receipt by the Administrator of a proposal submitted—

“(A) by an eligible organization, with the concurrence of the appropriate United States field mission, for commodities; or

“(B) by a United States field mission to make commodities available to an eligible organization; under this subchapter, the Administrator shall make a decision concerning such proposal.”

Subsec. (b). Pub. L. 107-171, § 3007(2), substituted “guideline or annual policy guidance” for “guideline” wherever appearing.

Subsec. (e). Pub. L. 107-171, § 3007(3), added subsec. (e). 1996—Subsec. (a)(1)(A), (B). Pub. L. 104-127, § 207(b)(1), substituted “an eligible organization” for “a private voluntary organization or cooperative”.

Subsec. (b)(1). Pub. L. 104-127, § 207(b)(2)(A), substituted “eligible organizations” for “private voluntary organizations and cooperatives”.

Subsec. (b)(2). Pub. L. 104-127, § 207(b)(2)(B), substituted “eligible organizations” for “organizations, cooperatives.”

1990—Pub. L. 101-624 amended section generally, substituting present provisions for provisions relating to requests by nonprofit voluntary agency or cooperative for nonemergency food assistance agreements, and uses of foreign currency proceeds.

1987—Subsec. (a). Pub. L. 100-202, § 14(1), inserted “or cooperative” after “agency”.

Subsec. (b). Pub. L. 100-202, § 14(2), substituted “10 percent” for “5 percent”.

Subsec. (c). Pub. L. 100-202, § 14(3), added subsec. (c).

EFFECTIVE DATE OF 2008 AMENDMENT

Amendment by Pub. L. 110-246 effective May 22, 2008, see section 4(b) of Pub. L. 110-246, set out as an Effective Date note under section 8701 of this title.

EFFECTIVE DATE OF 1990 AMENDMENT

Amendment by Pub. L. 101-624 effective Jan. 1, 1991, see section 1513 of Pub. L. 101-624, set out as a note under section 1691 of this title.

EFFECTIVE DATE

Pub. L. 99-198, title XI, § 1104(b), Dec. 23, 1985, 99 Stat. 1466, as amended by Pub. L. 110-246, title III, § 3001(c), June 18, 2008, 122 Stat. 1821, provided that: “Section 207 of the Food for Peace Act (as added by subsection (a)) [this section] shall apply with respect to agreements entered into after December 31, 1985.”

§ 1726b. Assistance for stockpiling and rapid transportation, delivery, and distribution of shelf-stable prepackaged foods

(a) In general

The Administrator may provide grants to—

(1) United States nonprofit organizations (described in section 501(c)(3) of title 26 and exempt from tax under section 501(a) of title 26) for the preparation of shelf-stable prepackaged foods requested by eligible organizations and the establishment and maintenance of stockpiles of the foods in the United States; and

(2) private voluntary organizations and international organizations for the rapid transportation, delivery, and distribution of shelf-stable prepackaged foods described in paragraph (1) to needy individuals in foreign countries.

(b) Grants for establishment of stockpiles

(1) In general

Not more than 70 percent of the amount made available to carry out this section shall

be used to provide grants under subsection (a)(1).

(2) Priority

In providing grants under subsection (a)(1), the Administrator shall provide a preference to a United States nonprofit organization that agrees to provide—

- (A) non-Federal funds in an amount equal to 50 percent of the amount of funds received under a grant under subsection (a)(1);
- (B) an in-kind contribution in an amount equal to that percentage; or
- (C) a combination of such funds and an in-kind contribution,

for the preparation of shelf-stable prepackaged foods and the establishment and maintenance of stockpiles of the foods in the United States in accordance with subsection (a)(1).

(c) Grants for rapid transportation, delivery, and distribution

Not less than 20 percent of the amount made available to carry out this section shall be used to provide grants under subsection (a)(2).

(d) Administration

Not more than 10 percent of the amount made available to carry out this section may be used by the Administrator for the administration of grants under subsection (a).

(e) Regulations or guidelines

Not later than 180 days after November 9, 2000, the Administrator, in consultation with the Secretary, shall issue such regulations or guidelines as the Administrator determines to be necessary to carry out this section, including regulations or guidelines that provide to United States nonprofit organizations eligible to receive grants under subsection (a)(1) guidance with respect to the requirements for qualified shelf-stable prepackaged foods and the quantity of the foods to be stockpiled by the organizations.

(f) Authorization of appropriations

There is authorized to be appropriated to the Administrator to carry out this section, in addition to amounts otherwise available to carry out this section, \$10,000,000 for each of fiscal years 2014 through 2018, to remain available until expended.

(July 10, 1954, ch. 469, title II, § 208, as added Pub. L. 106-472, title III, § 310(a), Nov. 9, 2000, 114 Stat. 2075; amended Pub. L. 107-171, title III, § 3008, May 13, 2002, 116 Stat. 283; Pub. L. 110-246, title III, § 3013, June 18, 2008, 122 Stat. 1826; Pub. L. 113-79, title III, § 3007, Feb. 7, 2014, 128 Stat. 775.)

PRIOR PROVISIONS

A prior section 1726b, act July 10, 1954, ch. 469, title II, § 208, as added Dec. 22, 1987, Pub. L. 100-202, § 15, 101 Stat. 1329-449, which related to periods for review of proposals for famine relief and promulgation of guidelines for such proposals, was omitted in the general revision of this chapter by Pub. L. 101-624, title XV, § 1512, Nov. 28, 1990, 104 Stat. 3633.

AMENDMENTS

2014—Subsec. (f). Pub. L. 113-79 substituted “\$10,000,000 for each of fiscal years 2014 through 2018” for “\$8,000,000 for each of fiscal years 2001 through 2012”.

2008—Subsec. (f). Pub. L. 110-246 substituted “\$8,000,000” for “\$3,000,000” and “2012” for “2007”.

2002—Subsec. (f). Pub. L. 107-171 substituted “through 2007” for “and 2002”.

EFFECTIVE DATE OF 2008 AMENDMENT

Amendment by Pub. L. 110-246 effective May 22, 2008, see section 4(b) of Pub. L. 110-246, set out as an Effective Date note under section 8701 of this title.

§ 1726c. Local and regional food aid procurement projects

(a) Definitions

In this section:

(1) Administrator

The term “Administrator” means the Administrator of the Agency for International Development.

(2) Appropriate committee of Congress

The term “appropriate committee of Congress” means—

- (A) the Committee on Agriculture, Nutrition, and Forestry of the Senate;
- (B) the Committee on Agriculture of the House of Representatives; and
- (C) the Committee on Foreign Affairs of the House of Representatives.

(3) Eligible commodity

The term “eligible commodity” means an agricultural commodity (or the product of an agricultural commodity) that—

- (A) is produced in, and procured from, a developing country; and
- (B) at a minimum, meets each nutritional, quality, and labeling standard of the country that receives the agricultural commodity, as determined by the Secretary.

(4) Eligible organization

The term “eligible organization” means an organization that is—

- (A) described in section 1722(d) of this title; and
- (B) with respect to nongovernmental organizations, subject to regulations promulgated or guidelines issued to carry out this section, including United States audit requirements that are applicable to nongovernmental organizations.

(b) Field-based projects

(1) In general

In accordance with paragraph (2), the Secretary shall provide grants to, or enter into cooperative agreements with, eligible organizations to carry out field-based projects that consist of local or regional procurements of eligible commodities to respond to food crises and disasters in accordance with this section.

(2) Consultation with Administrator

In carrying out the development and implementation of field-based projects under paragraph (1), the Secretary shall consult with the Administrator.

(c) Procurement

(1) In general

Any eligible commodity that is procured for a field-based project carried out under sub-